

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

AVERY ANN GRAY, in her individual capacity and as mother and next of kin of minor K.C.S.,)
Plaintiffs,) Case No. 1:19-cv-217
v.)
) Judge Atchley
) Magistrate Judge Steger
CITY OF CHATTANOOGA,)
OFFICER JOSHUA WRIGHT,)
M & R MOTORS, SHARON GREGG, and)
WALTER CLAYTON,)
Defendants.

VERDICT FORM

We, the jury, unanimously answer the questions submitted by the Court as follows:

Fourteenth Amendment

1. Have Plaintiffs shown by a preponderance of the evidence that Defendant Officer Wright, acting under color of law, deprived Plaintiffs of their property interest without due process of the law?

Yes _____ No

If you answered "Yes" to Question 1, then you must complete the Interrogatories to the Jury. After completing the Interrogatories, continue to Question 2.

If you answered "No" to Question 1, continue to Question 2.

2. Have Plaintiffs shown by a preponderance of the evidence that Defendant Walter Clayton, acting under color of law, deprived Plaintiffs of their property interest without due process of the law?

Yes _____ No

If you answered "Yes" to Question 2, then continue to Question 3. If you answered "No" to Question 2, then continue to Question 4.

3. If you found that Defendant Walter Clayton deprived Plaintiffs of their property interest without due process of the law, have Plaintiffs shown by a preponderance of the evidence that Defendant Walter Clayton was acting as an agent of Defendants M&R Motors and Sharon Gregg so as to make them vicariously liable?

Yes _____ No _____

State Law Conversion

4. Have Plaintiffs shown by a preponderance of the evidence that Defendant Walter Clayton accomplished a conversion of the car?

Yes _____ No

If you answered "Yes" to Question 4, then continue to Question 5. If you answered "No" to Question 4, then continue to Question 6.

5. If you found that Defendant Walter Clayton accomplished a conversion of the car, have Plaintiffs shown by a preponderance of the evidence that Defendant Walter Clayton was acting as an agent of Defendants M&R Motors and Sharon Gregg so as to make them vicariously liable?

Yes _____ No _____

State Law False Imprisonment

6. Have Plaintiffs shown by a preponderance of the evidence that Defendant Walter Clayton falsely imprisoned K.C.S.?

Yes _____ No

If you answered "Yes" to Question 6, then continue to Question 7. If you answered "No" to Question 6, then continue to the next page.

7. If you found that Defendant Walter Clayton falsely imprisoned K.C.S., have Plaintiffs shown by a preponderance of the evidence that Defendant Walter Clayton was acting as an agent of Defendants M&R Motors and Sharon Gregg so as to make them vicariously liable?

Yes _____ No _____

If you answered "No" to Question 1, Question 2, Question 4, and Question 6, have your foreperson sign and date the Verdict Form on the last page, and tell Ms. Laster that you have reached a verdict.

If you answered "Yes" to Question 4, complete Question 8. If you answered "Yes" to Question 6, complete Question 9. Otherwise, continue to page 4.

State Law Civil Conspiracy

8. If you found that Defendant Walter Clayton accomplished a conversion of the car, have Plaintiffs shown by a preponderance of the evidence that Defendants City of Chattanooga, Officer Wright, M&R Motors, Sharon Gregg, or Walter Clayton engaged in a civil conspiracy to commit a conversion?

City of Chattanooga	Yes	_____	No	_____
Officer Wright	Yes	_____	No	_____
M&R Motors	Yes	_____	No	_____
Sharon Gregg	Yes	_____	No	_____
Walter Clayton	Yes	_____	No	_____

9. If you found that Defendant Walter Clayton falsely imprisoned K.C.S., have Plaintiffs shown by a preponderance of the evidence that Defendants City of Chattanooga, Officer Wright, M&R Motors, Sharon Gregg, or Walter Clayton engaged in a civil conspiracy to commit a false imprisonment?

City of Chattanooga	Yes	_____	No	_____
Officer Wright	Yes	_____	No	_____
M&R Motors	Yes	_____	No	_____
Sharon Gregg	Yes	_____	No	_____
Walter Clayton	Yes	_____	No	_____

If you answered “Yes” to Question 1, Question 2, Question 4, Question 6, Question 8, or Question 9, then proceed to the next section.

Compensatory or Nominal Damages

10. Did Plaintiffs sustain any actual harm as a result of the actions of Defendant Officer Wright?

Yes _____ No _____

11. Did Plaintiffs sustain any actual harm as a result of the actions of Defendant Walter Clayton?

Yes _____ No _____

12. Did Plaintiffs sustain any actual harm as a result of the actions of Defendant City of Chattanooga?

Yes _____ No _____

If you answered “Yes” to Question 10, Question 11, or Question 12, then proceed to Questions 13 and 14.

If you answered “No” to Question 10, Question 11, and Question 12, then continue to Question 15.

13. What is the total amount that will fairly compensate Plaintiffs for the harm they sustained as a result of the actions or inaction of the Defendant or Defendants identified above?

\$ _____

14. Apportion Plaintiffs’ compensatory damages among the Defendant or Defendants identified above.

(14A) What is the amount that will fairly compensate Plaintiffs for the harm they sustained as a result of the actions of Defendant Officer Wright? (Answer “N/A” if you answered “No” for Defendant Officer Wright in Question 10).

\$ _____

(14B) What is the amount that will fairly compensate Plaintiffs for the harm they sustained as a result of the actions of Defendant Walter Clayton? (Answer “N/A” if you answered “No” for Defendant Walter Clayton in Question 11).

\$ _____

(14C) What is the amount that will fairly compensate Plaintiffs for the harm they sustained as a result of the actions of Defendant City of Chattanooga? (Answer “N/A” if you answered “No” for Defendant City of Chattanooga in Question 12).

\$ _____

If you assigned any compensatory damages in Question 13, do not answer Question 15, but instead, proceed to Question 16.

15. Because we, the jury, answered “no” to Questions 10, 11, and 12, Plaintiffs are awarded nominal damages in the amount of \$ _____ (Answer \$1 if you answered “No” to Questions 10, 11, and 12.)

Once you answer Question 15, proceed to Question 16.

Punitive Damages

16. Did Plaintiffs show by clear and convincing evidence that Defendant Officer Wright acted intentionally, recklessly, maliciously, or fraudulently?

Yes _____ No _____

17. Did Plaintiffs show by clear and convincing evidence that Defendant Walter Clayton acted intentionally, recklessly, maliciously, or fraudulently?

Yes _____ No _____

Please sign and date the Verdict Form and notify Ms. Laster that you have reached a verdict.



Jury Foreperson's Signature

04/28/2022

Date